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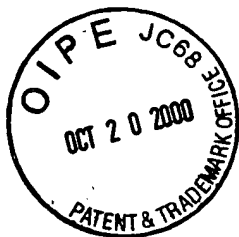
In re Application of:

Yung-Chi CHENG *et al.*

Application No.: 09/522,055

Filed: March 9, 2000

For: HERBAL COMPOSITION PHY-906
AND ITS USE IN CHEMOTHERAPY



Group Art Unit: 1651

Examiner: Patricia Patten

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136(a)

This is a petition for an extension of the time in the above-identified application for 1 month for filing a Response to the Restriction Requirement dated August 23, 2000.

1. The extension of time requested and corresponding fee, as set forth in 37 C.F.R. § 1.17(a), are checked below:

<u>Total months requested</u>	<u>Fee for extension</u>	<u>[Fee for Small Entity]</u>
<input checked="" type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 390.00	\$ 195.00
<input type="checkbox"/> three months	\$ 890.00	\$ 445.00
<input type="checkbox"/> four months	\$1,390.00	\$ 695.00
<input type="checkbox"/> five months	\$1,890.00	\$ 945.00

2. Payment

☐ A check in the amount of \$_____ is enclosed.

☒ The Commissioner is hereby authorized to charge the necessary fee of \$55.00 for a one month extension of time to Deposit Account No. 50-0310.

1-WA/1498249.1

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[] The Commissioner has already been authorized to charge fees in this application to our Deposit Account No. 50-0310.

3. CONSTRUCTIVE PETITION FOR EXTENSION OF TIME

[X] **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



Sally P. Teng
Reg. No. 45,397

Date: October 20, 2000
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